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2681

CERTIFICATE OF MAILING BY "FIRST CLASS MAIL" (37 CFR 1.8)			Matter No.	
Applicant(s): Yoaz Daniel, et al.			61804	
Serial No.	Filing Date	Examiner	Group Art No.	Confirmation No.
09/916,190	July 26, 2001	Not Yet Assigned	2681	7093
Invention: RESOURCE MANAGEMENT IN CELLULAR NETWORKS				
<p>I hereby certify that a Transmittal (2 pages, in duplicate); Information Disclosure Statement (5 pages); Written Opinion from the International Preliminary Examining Authority (8 pages); Information Disclosure Statement by Applicant Form PTO/SB/08A (with copies of 3 references); a Certificate of Mailing by First Class Mail (1 page); and a stamped, pre-addressed postcard are being mailed by U.S. Postal Service First Class Mail to Mail Stop Non-Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, this 18th day of August, 2003.</p> <p style="text-align: center;"><u>Gayle Canfield</u> (Typed or Printed Name of Person Mailing Correspondence)</p> <p style="text-align: center;"><u><i>Gayle Canfield</i></u> (Signature of Person Mailing Correspondence)</p> <p style="text-align: right;">RECEIVED AUG 22 2003 Technology Center 2600</p> <p style="text-align: right;">RECEIVED AUG 25 2003</p>				



PATENT
Atty Docket No. 61804
First Class Mail

UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Y. Daniel, et al.

Group No. 2681

Serial No.: 09/916, 190

Examiner: Not Yet Assigned

Filed: July 26, 2001

Conf. No. 7093

For: Resource Management in Cellular
Networks

Mail Stop Non-Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

AUG 22 2003

Technology Center 2600

TRANSMITTAL

Dear Sir:

Attached hereto and transmitted herewith are the following:

- ☒ Information Disclosure Statement (5 pages)
- ☒ Written Opinion from the International Preliminary Examining Authority (8 pages)
- ☒ Information Disclosure Statement by Applicant
Form PTO/SB/08A (with copies of 3 references)
- ☒ Certificate of Mailing by First Class Mail
- ☒ Stamped, Pre-Addressed Postcard

CERTIFICATE OF MAILING

I hereby certify that, on the date shown below, this correspondence is being

- ☒ deposited with the United States Postal Service in an envelope addressed to Mail Stop Non-Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

MAILING

- 37 C.F.R. §1.8**
☒ as first class mail.

- 37 C.F.R. §1.10**
☐ as "Express Mail Post Office to Addressee"
EXPRESS MAIL NO.

FACSIMILE TRANSMISSION

- ☐ transmitted by facsimile to the Patent and Trademark Office.

Gayle Canfield
Name of Depositor

Signature

August 18, 2003
Date

If any fees might be due in connection with this paper, the Commissioner is authorized to charge any such fees against our Deposit Account No. 50-1662. A duplicate copy of this transmittal is attached.

Respectfully submitted,

POLSINELLI SHALTON & WELTE, P.C.

Handwritten signature of Jerome R. Smith, Jr. and the date 8/18/03.

Jerome R. Smith, Jr. Reg. No. 35,684
700 W. 47th Street, Suite 1000
Kansas City, Missouri 64112
Tel: (816) 360-4119
Fax: (816) 753-1536
Attorney for Applicant



PATENT
Atty Docket No. 61804
First Class Mail

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Serial No.: 09/916,190
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Alexandria, VA 22313-1450

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INFORMATION DISCLOSURE STATEMENT

Dear Sir:

It is desired to cite for the record in this application the enclosed documents listed on the attached copy of PTO Form 1449. In sections I-IV, below, the paragraph(s) marked with an "x" in the requisite space are applicable to this Information Disclosure Statement.

I. REQUEST FOR CONSIDERATION

[] (a) The enclosed Information Disclosure Statement is being filed within three months of the filing date or within three months of the entry of the national stage of the above-

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Gayle Canfield
Name of Depositor

Gayle Canfield
Signature

August 18, 2003
Date

identified application. Accordingly, applicant(s) believe(s) that no fee or certification is required.

☒ (b) Applicant(s) believe(s) the enclosed Information Disclosure Statement is entitled to the benefit of 37 CFR §1.97 (b) (3) as it is being filed before the mailing of the first Office Action on the merits. Accordingly, applicant(s) believe(s) that no fee or certification is required.

☐ (c) Applicant(s) believe(s) the enclosed Information Disclosure Statement is entitled to the benefit of 37 CFR §1.97 (b) (4) as it is being submitted before the mailing of an Office Action after the filing of a request for continued examination under 37 CFR §1.114. Accordingly, applicant(s) believe(s) that no fee for certification is required.

☐ (d) Pursuant to 37 CFR §1.97(c), the enclosed Information Disclosure Statement is being filed before the mailing date of a final action or a notice of allowance and is accompanied by:

☐ a certification under 37 CFR §1.97(e); or

☐ the fee set forth in 37 CFR §1.17 (p);

☐ a check for this fee is enclosed herewith; or

☐ please charge this fee to Deposit Account No. 50-1662.

II. PETITION UNDER 37 CFR 1.97 (d)

☐ a) Pursuant to 37 CFR §1.97 (d), applicant(s) hereby petition(s) the Commissioner to consider the attached Information Disclosure Statement. Applicant(s) state(s) that the issue fee has not been paid and that a certification under 37 CFR §1.97 (e) is provided herein, along with the petition fee of \$130.00 required under 37 CFR §1.17 (i) (1);

- ☐ a check for this petition fee is enclosed herewith;
- ☐ please charge this petition fee to Deposit Account No. 50-1662;

and

b) The information disclosure fee of \$200.00 required by 37 CFR §1.17 (p) is believed to be due, and

- ☐ a check for this fee is enclosed herewith; or
- ☐ please charge this fee to Deposit Account No. 50-1662.

III. CERTIFICATION UNDER 37 CFR §1.97 (e) (1)

☒ The undersigned hereby certifies that each item of information contained in the attached Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application mailed not more than three months prior to the filing of this statement. Art was cited in an International search Report mailed July 18, 2003 in the PCT Application No. PCT/GB02/03415 corresponding to the above listed patent application.

☒ A copy of the Written Opinion by the International Preliminary Examining Authority (the European Patent Office) is enclosed herewith.

IV. CERTIFICATION UNDER 37 CFR §1.97 (e) (2)

☐ The undersigned hereby certifies that no item of information contained in the attached Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, after

making reasonable inquiry, was known to any individual having a duty of disclosure as set forth in 37 CFR §1.56 (c) more than three months prior to the filing of this statement.

The filing of this Information Disclosure Statement is not a representation by the undersigned as to personal knowledge of the contents of every word or phrase of the material enclosed or that reliance on other suitably trained professionals has not been made.

If a search report of a governmental or international or regional bureau searching agency is enclosed identifying the nature of the relevance of each document, such a designation is deemed to satisfy 37 CFR §1.98(a) (3) even if in a foreign language, since the few terms of relevance therein are deemed of universal cognizance. However, applicant does not necessarily adopt the position reflected by that report.

The information herein cited is only in fulfillment of Applicant's(s') duty of candor in disclosing all information brought to Applicant's(s') attention. This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art". If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicant(s) reserve(s) the right to present to the U.S. Patent and Trademark Office the relevant facts and law regarding the appropriate status of such documents.


Applicant(s) further reserve(s) the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

The Commissioner is hereby authorized to charge payment of any additional fees
associated with this communication or credit any overpayment to Deposit Account No. 50-1662.

Respectfully submitted,

POLSINELLI SHALTON & WELTE, P.C.

Date: 8/18/2003

By: 
Jerome R. Smith, Jr. Reg. No. 35,684
700 W. 47th Street, Suite 1000
Kansas City, Missouri 64112
Tel: (816) 360-4119
Fax: (816) 753-1536
Attorney for Applicant(s)

29215 / 62230
JRSMI 1031183

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				Application Number	09/916,190
				Filing Date	July 26, 2001
				First Named Inventor	Yoaz Daniel
				Art Unit	2681
				Examiner Name	Unknown
				Attorney Docket Number	61804
Sheet	1	of	1		

[illegible][illegible]

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**